

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: October 24, 2008

Name: Michael E. Milz

Signature: /Michael E. Milz/

Our Case No. 10000/303

Client Reference No. PA-5330-CIP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Kenneth C. Kennedy, II, et al. )  
Serial No.: 10/792,031 ) Examiner: D. Patel  
Filing Date: March 2, 2004 ) Group Art Unit No.: 3709  
For: Non-Buckling Balloon Catheter )  
 )  
 )  
 )  
 )

**PETITION AND FEE FOR EXTENSION OF TIME (37 CFR § 1.136(a))**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a petition for an extension of the time to respond to Office Action dated April 29, 2008 for a period of 3 month(s).

Applicant is:  small entity (per 37 CFR 1.27)       other than small entity

<u>Extension Months</u>	<u>Other Than Small Entity</u>	<u>Small Entity</u>
<input type="checkbox"/> One Month	\$130.00	\$65.00
<input type="checkbox"/> Two Months	\$490.00	\$245.00
<input checked="" type="checkbox"/> Three Months	\$1,110.00	\$555.00
<input type="checkbox"/> Four Months	\$1,730.00	\$865.00
<input type="checkbox"/> Five Months	\$2,350.00	\$1,175.00

**Payment Method:**

- Payment by credit card in the amount of \$\_\_\_\_\_ to cover the fees listed above.  
Form PTO-2038 is enclosed for this purpose.
- The Commissioner is hereby authorized to charge \$1,110.00 to cover the fees listed above to Deposit Account No. 23-1925.
- The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925.

Respectfully submitted,

Dated: October 24, 2008

/Michael E. Milz/  
Michael E. Milz, Reg. No. 34,880  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312) 321-4200